



EXPRESS MAIL NO. EL615212983US

#129

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kurt C. Gish, *et al.*

Application Serial No. 09/930,020

Filed: August 14, 2001

For: **METHODS OF DIAGNOSIS OF
COLORECTAL CANCER,
COMPOSITIONS, AND METHODS OF
SCREENING FOR COLORECTAL
CANCER MODULATORS**

Art Unit: 1642

Examiner: Rawlings, Stephen L.

Confirmation No.: 2304

Attorney's Docket No:

05882.00168.CPUS01

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RESPONSE TO OFFICE COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This in response to the Office Communication dated June 25, 2003, and is submitted on or before the extended due date of **August 25, 2003**. A petition for a one-month extension of time and the requisite fee is enclosed.

REMARKS

In the Office Communication, the Examiner states that Applicants' reply filed on April 11, 2003 is not fully responsive because Applicants have not elected one gene set forth in Table 1 and/or Table 2. Applicants respectfully submit that the Examiner's statements are incorrect.

In Applicants' Response dated April 11, 2003, Applicants have elected Claim 7 for examination. Applicants have further canceled Claim 7 and re-written it as new Claim 32. New Claim 32 does not recite a nucleic acid of Table 1 or 2. New Claim 32 only recites a gene of SEQ ID NO: 1.